

Jury demand date:

D. C. Form No. 106A Rev.

TITLE OF CASE		ATTORNEYS				
<p>George Groundhog, Mose Blair, Charley S. Guess, J.B. Tanner, Lucille Proctor, Plaintiffs</p> <p>vs</p> <p>W.W. Keeler, Walter J. Hickel, United States Secretary of Interior, Virgil Harrington, Area Director, Bureau of Indian Affairs, United Keetoowah Band of Cherokee Indians in Oklahoma, a corporation, The Members of the Cherokee Executive Committee Mrs. Wynona Day Dr. Orange Starr Tom R. Morton Earl Crawford John Masters Richard Chuculade N.B. Johnson Jesse L. Ballard Washy Mayes</p>		<p>For plaintiff:</p> <p>Stuart Trapp 605 E. Downing Box 791 Tahlequah, Oklahoma 74464</p> <p>For defendant:</p> <p>Earl Boyd Pierce 1008 Barnes Building Muskogee, Oklahoma 74401</p> <p>Jesse L. Ballard 718 S. Pittsburg Avenue Tulsa, Oklahoma 74112 Lawrence A. McSoud Robert P. Santee 460 U.S. Courthouse, Tulsa</p>				
STATISTICAL RECORD	COSTS		DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 5 mailed 7-1-69	Clerk		6-12-69	Trapp	XXXXX	
			12-11-69	Trapp	5 00	
			12-18-69	CD 26		5 00
J.S. 6 mailed 11-1-69	Marshal					
Basis of Action: Declaratory Judgment & for Injunction	Docket fee					
	Witness fees					
Action arose at:	Depositions					

DATE	PROCEEDINGS	Date Order or Judgment Noted
6-12-69	Application for Declaratory Judgment and for Injunction filed. h	
6-12-69	Application and Order granting petitioner to proceed without prepayment of fees filed. (Allen E Barrow-Judge)h	
6-16-69	Return on service of summons filed. Executed by serving Dept of Justice by serving one copy on Lawrence McSoud, U.S. Atty (NDO) and by mailing 2 copies to the Atty Gen. Washington, D.C. by certified mail with return receipt attach on 6-13-69.(USM\$3.00)h	
6-18-69	Return on service of summons filed. Served Virgil Harrington in Muskogee, Okla and United Keetoowah Bank at Tahlequah, Oklaoma; Served Tom R. Morton at Stilwell, Oklahoma, and served Richard Chuculate at Sallisaw, Okla, all on 6-16-69. Endeavored to serve Wynona Day, at Tahlequah, Okla on 6-16-69, but served her on 6-17-69 at Muskogee, Oklahoma. \$40.92. ds	
6-19-69	Letter of League of Nations Pan-Am Indians, filed. e	
6-24-69	Return on service of summons, filed. Served N. B. Johnson at Okla City, Okla, on 6-18-69. (\$5.20)	
6-26-69	Motion to dismiss of defts. W. W. Keeler, C. C. Victory, Mrs. Wynona Day, Dr. Orange Starr, Tom R. Morton, Earl Crawford, John Masters, Richard Chuculate, N. B. Johnson, Jesse L. Ballard and Washie Mayes and United Keetoowah Band of Cherokee Indians in Okla., filed. m	
6-30-69	Amendment and correction of variances, filed. m	
7-1-69	Memorandum brief in support of defendants' motion to dismiss the complaint, filed. m	
7-2-69	Return on service of writ, filed: served Jesse L. Ballard, at Tulsa, Okla., on 6-16-69; Dr. Orange Starr at Spavinaw, Okla., and Washy Mayes at Pryor, Okla., both on 6-17-69. g (\$40.08)	
7-2-69	Summons, returned and filed: served W. W. Keeler at Bartlesville, Okla., on 6-20-69. (USM \$14.64)g	
7-10-69	Plaintiffs' memorandum brief in reply to memorandum brief in support of defendants' motion to dismiss the complaint, filed. m	
7-28-69	Summons, returned and filed: served John Masters at Jay, Oklahoma, on 7-24-69. (USM \$23.88)	
8-4-69	Hearing held on motion to dismiss of certain defendants. Ruling on motion passed until govt. has filed answer. (LB-J)m	
8-12-69	Motion of government for extension of time, with brief in support thereof, filed. ds	
8-12-69	Letter dated 8-9-69 from Mrs. Thomas E. Horn to Judge Bohanon, filed. m	
8-18-69	Brief in Opposition to Motion For Extension of Time, filed, by Pltf. js	
8-28-69	Order granting defts Walter J. Hickel, Sec. of Interior and Virgil Harrington, Area Dir., Bureau of Ind. Affairs until 9-12-69 to file answers, filed. (LB-J)m	
9-8-69	Motion to dismiss of defts. Walter J. Hickel and Virgil N. Harrington, filed. m	
9-8-69	Brief in support of motion to dismiss, filed. m	
9-11-69	Plaintiffs' brief in opposition to motion to dismiss, filed. m	
10-13-69	Hearing held on two motions of defts. to dismiss. Motion to dismiss of defts. W. W. Keeler, C. C. Victory, Mrs. Wynona Day, Dr. Orange Starr, Tom R. Morton, Earl Crawford, John Masters, Richard Chuculate, N. B. Johnson, Jesse L. Ballard & Washie Mayes & United Keetoowah Band of Cherokee Indians in Okla. is sustained; motion to dismiss of defts. Walter J. Hickel and Virgil N. Harrington is sustained, and the Court dismisses the action. Defts' counsel to each prepare order. (LB-J)m	
10-13-69	Order, filed and entered, that action is dismissed as to defts. Walter J. Hickel, Sec. of Int., and Virgil Harrington, Area Director. (LB-J) (copies mailed)	
10-27-69	Order, filed and entered, that action is dismissed as to defts. W. W. Keeler, Mrs. Wynona Day, C. C. Victory, Dr. Orange Starr, Tom R. Morton, (over)	

DATE	PROCEEDINGS	Date Order or Judgment Noted
	Earl Crawford, John Masters, Richard Chuculate, N. B. Johnson, Jesse L. Ballard, and Washie Mayes, and United Keetoowah Band of Cherokee Indians in Okla. (LB-J)m (copies mailed)	
12-11-69	Notice of Appeal filed by plaintiff. h	
12-11-69	Cost Bond filed./Principal-Original Cherokee Community Organization, (in the amount of \$250.00) Surety- Western Surety Co.	
12-12-69	Cpy of Notice of Appeal mailed to USCA, Earl Boyd Pierce, Jesse L. Ballard and Nathan G. Graham. g	
1-13-70	Transcript of hearing on motion to dismiss on 8-4-1969, filed. g	
1-13-70	Transcript of hearing on motions to dismiss on 10-13-1969, filed. g	
1-15-70	Appeal record (3 volumes) sent to USCA, Denver. g	
2-2-70	Transcript of proceedings on motions to dismiss certain defendants, Oct. 13, 1969, filed. (Frank M. Sickles, CSR)g	
6-3-71	Mandate & Opinion of USCA affirming judgment of 10-13-69 and 10-27-69, filed & spread of record. g	
	<i>(Baker has the opinion)</i>	
7-25-74	Transcript of Hearing on Motion to Dismiss, 8-4-69, filed. lm	

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